

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : AKIO NODA, et al.  
FOR : OPTICAL ELEMENT FIXING  
STRUCTURE, OPTICAL ELEMENT  
FIXING BODY, OPTICAL ELEMENT,  
AND OPTICAL ELEMENT HOLDER  
SERIAL NO. : 10/535,578  
FILED : February 2, 2006  
EXAMINER : Brandi N. Thomas  
ART UNIT : 2873  
CONFIRMATION NO. : 7248  
ATTORNEY DOCKET NO. : TOMI 2 00008

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

MAIL STOP AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

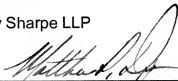
The Examiner indicated that claims 1,-6, 9, 10, 14, 15 and 17 are allowed over the prior art. This recognition of allowable subject matter is acknowledged and appreciated.

However, while the applicant(s) agree(s) that the claims are allowable, the applicant(s) do not concede that the claims are only allowable for the precise reasons stated by the Examiner.

Furthermore, the applicant(s) do not concede that the Examiner's statements are entirely accurate and precise.


Respectfully submitted,

Fay Sharpe LLP



Matthew P. Dugan, Reg. No. 44,663  
The Halle Building, 5th Floor  
1228 Euclid Avenue  
Cleveland, Ohio 44115-1843  
216.363.9000

15 February 2010  
Date

| CERTIFICATE OF MAILING OR TRANSMISSION   |  |
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| I hereby certify that this correspondence (and any item referred to herein as being attached or enclosed) is (are) being transmitted to the USPTO by electronic transmission to USPTO via EFS-Web on the date indicated below. |  |
|  | Signature:  |
| Date: 15 February 2010   | Name: Iris E. Weber  |